



02-23-04

3731

Please type a plus sign (+) inside this box → ☒

PTO/SB/21 (08-00)

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

<b>TRANSMITTAL FORM</b>  (to be used for all correspondence after initial filing)	<b>Application Number</b>	09/997,450	
	<b>Filing Date</b>	November 30, 2001	
	<b>First Named Inventor</b>	Shamim M. Malik	
	<b>Group Art Unit</b>	3731	
	<b>Examiner Name</b>	Uyen T. Ho	
<b>Total Number of Pages in This Submission</b>	9	<b>Attorney Docket Number</b>	50623.61

ENCLOSURES (check all that apply)		
<input checked="" type="checkbox"/> Deposit Account Authorization 07-1850  <input type="checkbox"/> Fee Attached  <input checked="" type="checkbox"/> Response (6 pages)  <input type="checkbox"/> After Final  <input type="checkbox"/> Affidavits/declaration(s)  <input checked="" type="checkbox"/> Amendment Transmittal Letter (in duplicate)  <input checked="" type="checkbox"/> Postage paid Postcard  <input checked="" type="checkbox"/> Express Mail Label No. EV 337 974 391  <input type="checkbox"/> Certified Copy of Priority Document(s)  <input type="checkbox"/> Response to Notice to File Corrected Application Papers  <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Assignment Papers (for an Application)  <input type="checkbox"/> ___ Sheets of Formal Drawing(s)  <input type="checkbox"/> Licensing-related Papers  <input type="checkbox"/> Petition  <input type="checkbox"/> Petition to Convert to a Provisional Application  <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address  <input type="checkbox"/> Terminal Disclaimer  <input type="checkbox"/> Request for Refund  <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance Communication to Group  <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences  <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)  <input type="checkbox"/> Proprietary Information  <input type="checkbox"/> Status Letter  <input type="checkbox"/> Other Enclosure(s) (please identify below):
<b>Remarks</b>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Squire, Sanders & Dempsey, L.L.P. Charles E. Runyan, Reg. No. 43,066
Signature	
Date	February 19, 2004

CERTIFICATE OF MAILING			
I hereby certify that this correspondence is being deposited with the United States Postal Service as Express Mail in an envelope addressed to: BOX NON-FEE AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: February 19, 2004			
Typed or printed name	Patricia Gamble		
Signature		Date	February 19, 2004

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450

RECEIVED

MAR 01 2004

TECHNOLOGY CENTER R3700

#69937

San Francisco/118075.1

**AMENDMENT TRANSMITTAL LETTER (Large Entity)**

Applicant(s): Malik et al.

Docket No.

**50623.61**

Serial No.

**09/997,450**

Filing Date

**November 30, 2001**

Examiner

**Uyen T. Ho**

Group Art Unit

**3731**

Invention:

Modified Surface for an Implantable Device in the Method of Producing the Same

**TO THE COMMISSIONER FOR PATENTS:**

Transmitted herewith is an amendment in the above-identified application.

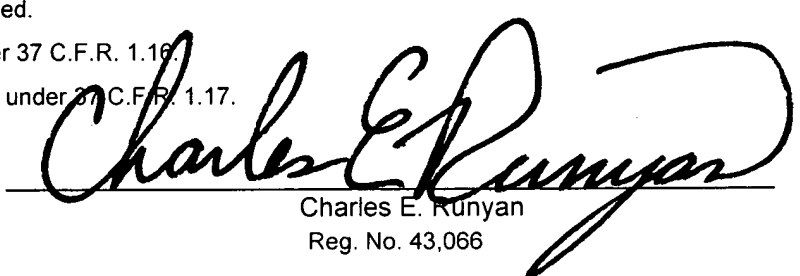
The fee has been calculated and is transmitted as show below.

**CLAIMS AS AMENDED**

	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST # PREV. PAID FOR	NUMBER EXTRA CLAIMS PRESENT	RATE	ADDITIONAL FEE
TOTAL CLAIMS	20	20	0	X \$18.00	\$00.00
INDEP. CLAIMS	7	7	0	X \$86.00	\$00.00
Multiple Dependent Claims (check if applicable) <input type="checkbox"/>					\$00.00
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$00.00

- ☒ No additional fee is required for amendment.
- ☐ Please charge Deposit Account No. **07-1850** in the amount of **\$00.00**  
A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any necessary fees associated with this communication or credit any overpayment to Deposit Account No. **07-1850**  
A duplicate copy of this sheet is enclosed.
- ☐ Any additional filing fees required under 37 C.F.R. 1.16.
- ☐ Any patent application processing fees under 37 C.F.R. 1.17.

Dated: February 19, 2004  
Squire, Sanders & Dempsey L.L.P.  
1 Maritime Plaza, Suite 300  
San Francisco, CA 94111  
(415) 954-0200

  
Charles E. Runyan  
Reg. No. 43,066

cc: Docket:

**RECEIVED****MAR 01 2004****TECHNOLOGY CENTER R3700**

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	Examiner:
Malik et al.	Uyen T. Ho
Serial No.: 09 /997 450	Art Unit: 3731
Filed: November 30, 2001	
Title: Modified Surface for an Implantable Device in the Method of Producing the Same	

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

**RESPONSE TO OFFICE ACTION**

Dear Examiner Ho:

This responds to the Office Action dated November 20, 2003.

RECEIVED  
MAR 01 2004  
TECHNOLOGY CENTER R3700